

House File 291

H-1101

1 Amend the amendment, H-1096, to House File 291 as
2 follows:

3 1. Page 1, by striking lines 2 through 16 and
4 inserting:

5 <___. Page 1, line 7, by striking <sheriff or a>

6 ___. Page 1, after line 21 by inserting:

7 <___. A peace officer designated by the department
8 of transportation under section 321.477 who is subject
9 to mandated law enforcement training.>

10 ___. Page 2, line 11, by striking <subsections 2
11 and 3,> and inserting <subsection 2,>

12 ___. Page 2, line 11, by striking <are> and
13 inserting <is>

14 ___. Page 2, by striking line 15.

15 ___. Page 2, line 26, by striking <a majority> and
16 inserting <at least thirty percent>

17 ___. Page 3, line 11, by striking <a majority> and
18 inserting <at least thirty percent>

19 ___. Page 3, line 35, by striking <a majority> and
20 inserting <at least thirty percent>

21 ___. Page 4, by striking lines 4 through 7 and
22 inserting <reduction, and subcontracting public
23 services shall>

24 ___. By striking page 10, line 33, through page 11,
25 line 16.

26 ___. Page 11, line 33, by striking <to which> and
27 inserting <involving>

28 ___. Page 11, line 34, by striking <a majority> and
29 inserting <at least thirty percent>

30 ___. Page 11, lines 34 and 35, by striking <is a
31 party>

32 ___. Page 12, line 1, by striking <decision> and
33 inserting <determination>

34 ___. Page 12, line 22, by striking <The> and
35 inserting <Except as required for purposes of the

1 consideration of the factors specified in subsection
2 7, paragraphs "a" through "c", and subsection 7A,
3 paragraph "a", subparagraphs (1) through (3), the
4 _____. Page 12, line 30, by striking <to which> and
5 inserting <involving>
6 _____. Page 12, line 31, by striking <a majority> and
7 inserting <at least thirty percent>
8 _____. Page 12, line 32, by striking <is a party>
9 _____. Page 13, line 21, by striking <to which> and
10 inserting <involving>
11 _____. Page 13, line 22, by striking <a majority> and
12 inserting <at least thirty percent>
13 _____. Page 13, line 23, by striking <is a party>
14 _____. Page 14, after line 25 by inserting:
15 <01. Collective bargaining agreements shall be in
16 writing and shall be signed by the parties.
17 001. A copy of a collective bargaining agreement
18 entered into between a public employer and a certified
19 employee organization and made final under this chapter
20 shall be filed with the board by the public employer
21 within ten days of the date on which the agreement is
22 entered into.>
23 _____. Page 15, after line 24 by inserting:
24 <Sec. _____. NEW SECTION. 20.32 Transit employees
25 — applicability.
26 All provisions of this chapter applicable to
27 employees described in section 20.3, subsection 10A,
28 shall be applicable on the same terms and to the same
29 degree to any transit employee if it is determined
30 by the director of the department of transportation,
31 upon written confirmation from the United States
32 department of labor, that a public employer would lose
33 federal funding under 49 U.S.C. §5333(b) if the transit
34 employee is not covered under certain collective
35 bargaining rights.>

1 _____. Page 20, line 9, by striking <contacts> and
2 inserting <contracts>
3 _____. By striking page 20, line 32, through page 21,
4 line 2, and inserting <to mandatory negotiations under
5 chapter 20. ~~Notwithstanding chapter 20, objections~~
6 Objections to the procedures, use, or content of an
7 evaluation in a teacher termination proceeding brought
8 before the school board in a hearing held in accordance
9 with section 279.16 or 279.27 shall not be subject to
10 the any grievance procedures negotiated in accordance
11 with chapter 20. ~~A school~~>
12 _____. Page 33, line 26, by striking <or grievance
13 procedures> and inserting <or grievance procedures>
14 _____. Page 35, lines 10 and 11, by striking <and
15 ~~grievance procedures established~~> and inserting <and
16 grievance procedures established>
17 _____. By striking page 39, line 14, through page 40,
18 line 15, and inserting:
19 <400.12 Seniority — extinguishment —
20 reestablishment.
21 1. For the purpose of determining the seniority
22 rights of civil service employees, seniority shall be
23 computed, beginning with the date of appointment to
24 or employment in any positions for which they were
25 certified or otherwise qualified and established as
26 provided in this chapter, but shall not include any
27 period of time exceeding sixty days in any one year
28 during which they were absent from the service except
29 for disability.
30 2. In the event that a civil service employee
31 has more than one classification or grade, the length
32 of the employee's seniority rights shall date in the
33 respective classifications or grades from and after the
34 time the employee was appointed to or began employment
35 in each classification or grade. In the event that

1 an employee has been promoted from one classification
2 or grade to another, the employee's civil service
3 seniority rights shall be continuous in any department
4 grade or classification that the employee formerly
5 held.

6 3. A list of all civil service employees shall
7 be prepared and posted in the city hall by the civil
8 service commission on or before July 1 of each year,
9 indicating the civil service standing of each employee
10 as to the employee's seniority.

11 4. Unless otherwise provided in a collective
12 bargaining agreement, a city council may extinguish
13 the seniority rights, including but not limited to
14 seniority accrued, provided pursuant to this section
15 to all civil service employees who are not employed
16 or appointed as a fire fighter or police officer,
17 fire chief or police chief, or assistant fire chief
18 or assistant police chief. A city council may
19 subsequently reestablish seniority rights extinguished
20 pursuant to this section for all employees who are
21 not employed or appointed as a fire fighter or police
22 officer, fire chief or police chief, or assistant
23 fire chief or assistant police chief. Seniority
24 rights reestablished in this way may include, but
25 are not required to include, accrual of seniority
26 for employment prior to the reestablishment of such
27 rights.>

28 _____. Page 41, line 24, by striking <a majority> and
29 inserting <at least thirty percent>

30 _____. By striking page 43, line 7, through page 44,
31 line 6, and inserting:

32 <Sec. _____. Section 400.27, unnumbered paragraph 3,
33 Code 2017, is amended to read as follows:

34 The city or any civil service employee shall have a
35 right to appeal to the district court from the final

1 ruling or decision of the civil service commission.
2 The appeal shall be taken within thirty days from
3 the filing of the formal decision of the commission.
4 The district court of the county in which the city
5 is located shall have full jurisdiction of the appeal
6 ~~and the said appeal shall be a trial de novo as an~~
7 ~~equitable action in the district court.~~ The scope
8 of review for the appeal shall be limited to de
9 novo appellate review without a trial or additional
10 evidence.>
11 _____. Page 44, line 18, by striking <a majority> and
12 inserting <at least thirty percent>
13 _____. Page 45, by striking lines 13 through 30.>
14 2. Page 1, after line 18 by inserting:
15 <____. Page 46, line 4, after <employer.> by
16 inserting <A public employer may offer health insurance
17 to any other public employees employed by the public
18 employer.>>
19 3. By renumbering, redesignating, and correcting
20 internal references as necessary.

HOLT of Crawford